IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 12072 of 2006

DATED: 13.7.2006

Between:

P.V.Ramana Reddy & 16 others
petitioners

And

The A.P. Housing Board,
Rep by its Vice Chairman & Housing Commissioner,
Hyderabad and others
Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 12072 of 2006

ORAL ORDER:

In the present writ petition, the petitioners question the action of the respondents in not fixing their pay in terms of G.O. (P) No. 213 dated 27.8.2005 and for a consequential direction to pay the benefits to which they are entitled to.

The petitioners herein who were working as Work Inspectors and Work-charged Watchmen in the Housing Board, have accepted the package introduced by the respondent corporation and they were retrenched in terms thereof. The petitioners contend that while arriving at the amounts payable to them under special package, the recommendations of the pay revision-2005 were not taken into consideration and they are deprived of pay revision benefits granted by the Government vide G.O.Ms. No. 213 dated 27.8.2005. Hence, the writ petition.

Learned counsel for petitioners submitted that the respondent corporation has taken a decision to implement the revised scales of pay-2005 under Section 79 of the A.P. Housing Board Act and without implementing the same, has arrived at the benefits payable to the petitioners under the special package. It is thus contended that the petitioners were deprived of the pay revision benefits.

On the other hand, learned standing counsel for respondent submitted that the petitioners were retrenched in terms of special package called “Golden Shake Hand” and having accepted the

package and the benefits under the said package, the petitioners are not entitled to claim the pay revision benefits.

It is admitted case of the petitioners that they took voluntary retirement under the "Golden Shake Hand" scheme and received the benefits offered thereunder. Now the grievance of the petitioners is that they are entitled to revised scales of pay-2005, and the said amounts were not paid to them by the respondent Board at the time of paying the amounts under the scheme. The petitioners have not placed the "Golden Shake Hand" Scheme under which they took voluntary retirement, before this Court. In the absence of the "Golden Shake Hand" scheme filed by the petitioners, and the petitioners having accepted the scheme and received the offered benefits thereunder, cannot be allowed to contend that the respondents without fixing their pay scales properly had arrived at the retirement benefits payable to them under the Scheme.

At this stage, the learned counsel for the petitioners submitted that the petitioners would make a representation to the respondents seeking to extend them the benefit of the revised pay scales-2005. If that be so, they are at liberty to make representation, and if any such representation is filed, the respondents are at liberty to consider the same and pass appropriate orders in accordance with law.

With the above directions, the writ petition is disposed of. No costs.

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N.V.RAMANA,J

DATE: 13.07.2006
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THE HON'BLE MR JUSTICE N.V. RAMANA

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